HONOURABLE SMT.JUSTICE T.MEENA KUMARI

&

HONOURABLE SRI JUSTICE P. LAKSHMANA REDDY

WRIT APPEAL NO.2230 OF 2003

Dated 10-08-2005

Between:

1) The Regional Manager, A.P.S.R.T.C. Vizianagaram and two others.

Appellants-respondents.

And:

1) E.S.C.Roy, son of E.Israel, Mandal President Street, Gopavaram, East Godavari District (died) and others.

Respondents-Petitioner

JUDGMENT:(Per the honourable Sri Justice P. Lakshmana Reddy)

This appeal is filed by the A.P.S.R.T.C. aggrieved by the order in W.P.No.10816 of 1992 passed on 11-03-2003 by the Single Judge of this Court.

Heard both the counsel.

Both counsel have submitted that the respondent-writ petitioner retired on 30-11-1993 and he died on 01-04-2003.

It is argued by the counsel that orders passed by the learned Single Judge of this Court may be modified by imposing punishment of deduction of one increment without cumulative effect.

We have considered the charge framed against the respondent-writ petitioner which was proved. The charge framed is only about abusing the Depot Manager. It is not disputed that there are previous punishments.

Hence, we consider it a fit case to modify the order of the learned Single Judge of this Court regarding the punishment and accordingly, we modify and impose the punishment of deduction of one annual increment without cumulative effect.

The writ appeal is disposed of accordingly.

The appellant-respondent authority is directed to pay the consequential benefits to the legal representatives of the deceased within a period of three months from the date of receipt of a copy of this order.

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Justice T.Meena Kumari

Date: 10th August, 2005

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Justice P. Lakshmana Reddy

Dvs

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WRIT APPEAL NO.2230 OF 2003

(Judgment delivered by the

honourable Sri Justice P.Lakshmana Reddy)

10th August, 2005